CF-1540 (5)

IN THE HIGH COURT OF JUDICATURE AT BILASPUR CHHATTISGARH

WRIT PETITION NO.1540 OF 2004

PETITIONERS :

1. Akhileshwar Prasad Tiwari, S/O. Late Shri Purusottam Das Tiwari, Aged about 39 years, Presently posted as Head Constable (No.202), Police Station Jangargunda, District South Bastar (Dantewada) (C.G.).

2. Dinesh Tiwari, S/O. Late Shri Purusottam Das Tiwari, Aged about 28 years, Presently posted as Constable (No.449), Police Station Beji, District South Bastar (Dantewada) (C.G.).

3. Lallu Prasad Chaturvedi, S/O. Shri Jagdish Prasad Chaturvedi, Aged about 42 years, Presently posted as Constable (No.984) {new Batch No.367}, Police Station Sukuma, District South Bastar (Dantewada) (C.G.).

4. Ramlotan Loni, S/O. Shri Ramhit Loni, Aged about 37 years, Presently posted as Constable (No.65), Police Station Kukanar, District South Bastar (Dantewada) (C.G.).

5. Suresh Prasad Tiwari, S/O. Bachhu Lal Tiwari, Aged about 33 years, Presently posted as Constable (No.1084), Police Station Beji, District South Bastar (Dantewada) (C.G.).

6. Upendra Nath Tiwari, S/O. Late Shri Ramanuj Tiwari, Aged about 41 years, Presently posted as Head Constable (No.369), Police Station Jangargunda, District South Bastar (Dantewada) (C.G.).

7. Ramlochan Mishra, S/O. Shri Ramsaran Mishra, Aged about 43 years, Presently posted as Constable (No.598), Police Station Thongpal, District South Bastar (Dantewada) (C.G.).

P. R. No. 1533/04
Presented by Shri N. P. Kesla
dated 05.6.04

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(V.V.S. Murthy)

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Clerk to Govt. Adv. Bilaspur

(6)

8. Surendra Bahadur Singh, S/O. Late Shri Baliraj Singh, Aged about 39 years, Presently posted as Head Constable (No.978) {present Batch No.72}, Police Station Kukanar, District South Bastar (Dantewada) (C.G.).

9. Sukhinand Yadav, S/O. Late Shri Jagnath Yadav, Aged about 43 years, Presently posted as Constable (No.283), Police Station Kukanar, District South Bastar (Dantewada) (C.G.).

10. Jairam Tripathi, S/O. Late Shri Raj Dev Tripathi, Aged about 40 years, Presently posted as Constable (No.62), Police Station Kukanar, District South Bastar (Dantewada) (C.G.).

11. Lakanlal Pyasi, S/O. Shri Ram Prasad Pyasi, Aged about 39 years, Presently posted as Constable (No.939) (New No.330), Police Station Kirandul, District South Bastar (Dantewada) (C.G.).

12. Chabilal Pyasi, S/O. Shri Ram Prasad Pyasi, Aged about 35 years, Presently posted as Constable (No.1226), Police Station Bijapur, District South Bastar (Dantewada) (C.G.).

13. Praveen Kumar Tripathi, Aged About 33 years, Presently posted as Constable (No.692), Police Station Gadhiras, District South Bastar (Dantewada) (C.G.).

14. Anil Tiwari, Aged about 35 years, Presently posted as Constable (No.696), Police Station Gadhiras, District South Bastar (Dantewada) (C.G.).

Versus

RESPONDENTS :

1. Union of India
Through the Secretary, Department of Personnel, Public Grievance and Pension, Third Floor, Lok Nayak Bhawan, Khan Market, New Delhi.

(7)

2. State of Madhya Pradesh
Through the Secretary,
Department of Home Affairs,
Vallabh Bhawan, Bhopal (M.P.).

3. State of Chhattisgarh
Through the Secretary,
Department of Home Affairs,
D.K.S. Building, Mantralaya,
Raipur, Chhattisgarh.

4. Director General of Police,
State of Chhattisgarh,
Raipur (C.G.).

5. Inspector General of Police
(Personnel), Police Head Quarters,
Raipur, District Raipur (C.G.).

6. Superintendent of Police,
District South Bastar (Dantewada)
(C.G.).

WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

(79)

आदेश पत्रक

मामला क्रमांक W.P.No.1540/ सन् 2004

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	7/7/2004 Shri Vivek Ranjan Tiwari, Adv. for the petitioners. Shri Vinay Harit, Sr. Standing Counsel for Union of India. Shri Vinod Shrivastava, Govt. Advocate for the State. Heard. Counsel for the petitioners submitted that in similar matter bearing W.P. No. 578/2004, orders have been passed. He prays that similar order may be passed in this case also. Prayer is not opposed by the other side. Having considered the facts and circumstances of the case, material on record and in view of the judgment cited above and further the legal position, the action of the State Authorities in not relieving the petitioners cannot be sustained and the petitioners are entitled for relieving. Accordingly, the petition is allowed. The respondents are directed to relieve the petitioners within 15 days from the date of production of copy of this order. With this observation, this petition is disposed of. Consequently, M.W.P. No. 1377/2004 stands disposed of. Sd/- Fakhruddin Judge	

Pathak/-

[पीछे देखिये